

8-1207. DISCHARGE OF SEWAGE OR WASTE INTO RIVER PROHIBITED.

A PERSON MAY NOT DISCHARGE RAW SEWAGE OR ANY OTHER WASTE INTO THE PATUXENT RIVER, THE SEVERN RIVER, OR ANY OF THEIR TRIBUTARIES. FOR THE PURPOSE OF THIS SUBTITLE, OYSTER AND CLAM SHELLS, AND MATERIALS USED IN THE CULTURE OF MARINE LIFE ARE NOT CONSIDERED WASTE. ALSO A DISCHARGE FROM A SEWAGE TREATMENT PLANT OPERATING PURSUANT TO THE PROVISIONS OF §8-1203 IS NOT CONSIDERED WASTE FOR THE PURPOSES OF THIS SECTION.

REVISOR'S NOTE: This section presently appears as Article 66C, section 411AB of the Code. The penalty provision is proposed for deletion in light of the uniform penalty provision of this subtitle. Only the word "person" is used since it is defined in section 8-101(h) to include partnership and corporation. The only other changes made are in style.

8-1208. ISSUANCE OF GRADING AND BUILDING PERMIT WITHIN SEVERN RIVER WATERSHED; APPROVAL AND CERTIFICATE PREREQUISITE; APPROVAL OF PLANS FOR CONSTRUCTION OF PUBLIC ROADS AND BUILDINGS.

(A) ANNE ARUNDEL COUNTY OR THE CITY OF ANNAPOLIS MAY ISSUE A GRADING OR BUILDING PERMIT WITHIN THE SEVERN RIVER WATERSHED ONLY AFTER THE DEVELOPER SUBMITS A PLAN OF DEVELOPMENT APPROVED BY THE SOIL CONSERVATION DISTRICT. IF THE DEVELOPMENT PLAN CONTAINS ANY SEPTIC OR PRIVATE SEWER FACILITY, THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL APPROVE IT ONLY IF THE FACILITY WILL NOT CONTRIBUTE IN ANY WAY TO POLLUTION OF THE SEVERN RIVER. THE DEVELOPER SHALL SUBMIT A CERTIFICATE FROM A REGISTERED PROFESSIONAL ENGINEER STATING THAT THE DEVELOPER'S PLAN TO CONTROL SILT AND EROSION IS ADEQUATE TO CONTAIN THE SILT AND EROSION ON THE PROPERTY COVERED BY THE PLAN. ALSO, THE DEVELOPER SHALL SUBMIT ANOTHER CERTIFICATE STATING THAT ANY CONSTRUCTION OR DEVELOPMENT WILL BE DONE ACCORDING TO THE PLAN. A SUBDIVISION DEVELOPER SHALL OBTAIN APPROVAL OF THE PLAN AT THE TIME OF APPROVING AND RECORDING OF THE SUBDIVISION PLAT. IN ADDITION TO ANY OTHER PENALTY PROVIDED IN THIS SUBTITLE, IF A DEVELOPER VIOLATES HIS CERTIFICATE, THEN EVERY PERMIT ISSUED PURSUANT TO THE CERTIFICATE IS VOID.

REVISOR'S NOTE: This subsection presently appears as Article 66C, section 411AM(a) of the